

IN THE UNITED STATES PATENT OFFICE

In Re Patent Application of:)
) Examiner: Tamara L. Graysay

Illah Nourbakhsh et al.) Art Unit: 3623
)
Application No. 09/899,895)
)
Filed: July 5, 2001)
)
For: METHOD AND APPARATUS FOR LONG-RANGE)
 PLANNING)

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AFFIDAVIT OF ILLAH NOURBAKHSH UNDER 37 C.F.R. § 1.132

Sir or Madam:

1) I am an inventor of the invention claimed in the present patent application (serial no. 09/899,895, herein after "the application").

2) I have reviewed the documents cited by the Examiner in the present patent application and referred to as "Blue Pumpkin I-V".

3) I was employed as Chief Scientist by Blue Pumpkin Software, Inc. ("Blue Pumpkin"), the predecessor assignee of the present patent application, from October 1996 to January 2005. During the course of my employment at Blue Pumpkin, one of my duties was development of the software that became part of the Prime Time Product.

4) I am familiar with the Prime Time product as it was at the time of publication of Blue Pumpkin I-V.

5) I am familiar with Enterprise software offerings referred to in Blue Pumpkin I-

V as they existed at the time of publication of Blue Pumpkin I-V.

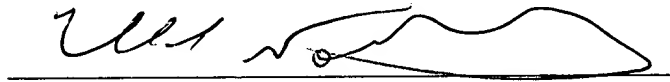
6) I declare that the software products, including Prime Time, offered for sale and/or sold by Blue Pumpkin did not include the invention as claimed in the application.

7) I further declare that Blue Pumpkin I-V, which appear to describe software products disclosed by Blue Pumpkin prior to respective publication dates of Blue Pumpkin I-V, do not disclose the claimed invention.

8) I further declare that to my knowledge the claimed invention was not offered for sale or sold prior to April 2, 2001, the earliest priority date of the application.

9) I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date 8 Nov 2005



By: Illah Nourbakhsh